

Approved For Release 2002/08/15 : CIA-RDP86-00101R000100070007-0

15 SEP 1978

MEMORANDUM FOR: Chief, Operation and Management Division, OGC

FROM: [REDACTED]

Assistant for Information, DDA

SUBJECT: S.2525 - Proposed Intelligence Charter Legislation -
Title IV, CIA - RevisionREFERENCE: Memo for AI/DDA from [REDACTED] dtd 1 Sep 78,
same subject (OGC 78-5838)

1. [REDACTED] in his memorandum to me dated 1 September 1978, same subject, suggested that we pass our comments and concerns relevant to proprietaries to you. He also stated that he thought that our concerns with regards to the definition of "employee" as stated in Section 441 should be discussed with you.

2. Our concerns with Section 423 center on reporting the disposition of proprietaries.

a. We think the \$50,000 threshold is unreasonably low; and

b. We question the requirement to report the disposition of a proprietary to the Comptroller General. Would it not be preferable to report such transactions to our oversight committees?

3. Section 441(a)(1) defines the term "employee." We feel this is inadequate for Agency needs. In the past, OGC opinion has been that the circumstances of employment relationship, not the contract itself, establishes the rights and benefits applicable to an individual. The section needs to be more explicit on the point that certain individuals, including "residents," can have an employee relationship in contract status. Office of Personnel will be able to provide you with the details of the various types of employment relationships.

AAI/DDA [REDACTED] (15 Sep 78)
Distribution:

Original - Addressee
1 - DDA Subject
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✓ - AI Subject

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